

106TH CONGRESS  
2D SESSION

# H. R. 5378

To amend the Immigration and Nationality Act to clarify the special rule relating to continuous residence or physical presence under section 240A(d) of that Act.

---

## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 4, 2000

Mr. SMITH of Texas introduced the following bill; which was referred to the Committee on the Judiciary

---

## A BILL

To amend the Immigration and Nationality Act to clarify the special rule relating to continuous residence or physical presence under section 240A(d) of that Act.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TERMINATION OF CONTINUOUS PRESENCE**  
2 **FOR PURPOSES OF CANCELLATION OF RE-**  
3 **MOVAL UPON COMMISSION OF OFFENSE**  
4 **RENDERING ALIEN INADMISSIBLE OR DE-**  
5 **PORTABLE.**

6 (a) IN GENERAL.—Section 240A(d)(1) of the Immi-  
7 gration and Nationality Act (8 U.S.C. 1229b(d)(1)) is  
8 amended by striking “referred to in section 212(a)(2)”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 subsection (a) shall apply to aliens who are in proceedings  
11 under the Immigration and Nationality Act on or after  
12 the date of the enactment of this Act if those proceedings  
13 have not resulted in a final administrative order before  
14 such date.

○